

A BILL FOR AN ACT

RELATING TO TAXATION.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

SECTION 1. Chapter 235, Hawaii Revised Statutes, is amended by adding a new section to be appropriately designated and to read as follows:

"§235- Net energy metering tax credit. (a) There shall be allowed to each qualifying taxpayer subject to the taxes imposed by this chapter, a net energy metering tax credit that shall be deductible from the qualifying taxpayer's net income tax liability, if any, imposed by this chapter for the taxable year in which the credit is properly claimed.

The amount of the credit shall be equal to the amount of the qualifying taxpayer's lapsed credits for excess electricity.

(b) The director of taxation shall prepare any forms that may be necessary to claim a tax credit under this section. The director may also require the taxpayer to furnish reasonable information to ascertain the validity of the claim for credit made under this section and may adopt rules necessary to effectuate the purposes of this section pursuant to chapter 91.



1 (c) If the tax credit under this section exceeds the
2 taxpayer's income tax liability, the excess of the credit over
3 liability may be used as a credit against the taxpayer's income
4 tax liability in subsequent years until exhausted. All claims
5 for the tax credit under this section, including amended claims,
6 shall be filed on or before the end of the twelfth month
7 following the close of the taxable year for which the credit may
8 be claimed. Failure to comply with this subsection shall
9 constitute a waiver of the right to claim the credit.

10 (d) For the purposes of this section:

11 "Lapsed credits for excess electricity" means unused
12 credits for excess electricity that lapse pursuant to section
13 269-106(b).

14 "Net income tax liability" means net income tax liability
15 reduced by all other credits allowed under this chapter.

16 "Qualifying taxpayer" means an eligible customer-generator,
17 as defined in section 269-101."

18 SECTION 2. New statutory material is underscored.

19 SECTION 3. This Act, upon its approval, shall apply to



1 taxable years beginning after December 31, 2014.

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INTRODUCED BY:

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JAN 28 2015



H.B. NO. 1135

Report Title:

Net Energy Metering Tax Credit

Description:

Establishes a nonrefundable income tax credit for taxpayers who participate in net energy metering and have unused credits for excess electricity that lapse before the credits can be applied to the taxpayer's utility bill.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

